



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
APRIL 3, 2013**

**Robert M. Czech, Chairperson
Robert E. Brenner
Richard E. Williams**

April 3, 2013

A regular meeting of the Civil Service Commission was held on Wednesday, April 3, 2013, in Trenton, New Jersey.

PRESENT: Robert M. Czech, Chairperson, Members Robert E. Brenner and Richard E. Williams; Pamela Ullman, Deputy Attorney General; Henry Maurer, Director, Division of Appeals and Regulatory Affairs.

In accordance with L.1975, c.231, the Secretary to the Civil Service Commission opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on November 30, 2012, and posted at the Civil Service Commission, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Albert Aboyoun, III
Passaic County
Sheriff's Department
Suspension

In the Matter of Peggy Alleyne-Robinson
Bergen County Board of Social Services
Suspension

In the Matter of Craig Binkiewicz
Township of Belleville
Fire Department
Removal

In the Matter of Miguel Cintron
Northern State Prison
Department of Corrections
Suspension

In the Matter of Karim Fletcher
Trenton Psychiatric Hospital
Department of Human Services
Removals (2)

In the Matter of Christopher Henry
City of East Orange
Police Department
Removal

In the Matter of John Jenkins
Albert C. Wagner Correctional Facility
Department of Corrections
Removals (2)

In the Matter of Earl Plavier
Township of Vernon
Department of Public Works
Removal

In the Matter of Jose Rivera
City of Newark
Department of Water and Sewer Utilities
Suspension

In the Matter of Dionne Thomas
Hudson County
Department of Corrections
Resignation not in good standing

In the Matter of Pilar Umana-Fowler
Ocean County Board of Social Services
Release at the end of the working test period

In the Matter of Dolores Valentin
City of Elizabeth
Housing Authority
Removal

In the Matter of William Williams
Morris County
Sheriff's Department
Suspension

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN
THE ABOVE CASES – SETTLEMENTS**

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 MARKY EARP

Marky Earp appeals the Department of Corrections' request to remove his name from the eligible list for Correction Officer Recruit (S9987M) on the basis of an unsatisfactory background report.

Recommendation of the Administrative Law Judge – Uphold the removal of appellant's name from the Correction Officer Recruit list.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-6 SCOTT HAYNES

Scott Haynes, Laborer 1, Atlantic City Municipal Utilities Authority, 45 working day suspension on charges of neglect of duty, misuse of public property, including motor vehicle and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the 45 working day suspension to a five working day suspension.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge and imposed a 10 working day suspension.

A-7 JOAO BARBOSA

Joao Barbosa, Police Officer, City of Newark, Police Department, removal effective March 19, 2012, on charges of violation of Police Department rules and regulations regarding sick leave residence restriction, malingering, unauthorized absence and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-8 PAUL BREWER

Paul Brewer, Social Worker Juvenile Rehabilitation, Hudson County, Department of Corrections, removal effective May 24, 2012, on charges of insubordination, neglect of duty, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-9 JEVON HICKS

Jevon Hicks, County Correction Officer, Hudson County, Department of Corrections, removal effective December 21, 2005, on charges of insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-10 WANDA HUNT

Wanda Hunt, Senior Therapy Program Assistant, Hagedorn Gero-Psychiatric Hospital, Department of Human Services, removal effective May 20, 2011, on charges of physical or mental abuse of a patient, client, resident or employee, verbal abuse of a patient, client, resident or employee, inappropriate physical contact or mistreatment of a patient, client, resident or employee, fighting or creating a disturbance on State property, any improper conduct which violates common decency, threatening, intimidating, coercing or interfering with fellow employees on State property, violation of a rule, regulation, policy, procedure order or administrative decision, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a three-month suspension.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge and imposed a four-month suspension.

A-11 GUSTAVO REYES

Gustavo Reyes, Field Representative Property Improvement Bilingual in Spanish and English, City of Atlantic City, Department of License and Inspection, removal effective April 23, 2012, on charges of conduct unbecoming a public employee, incompetency, inefficiency, or failure to perform duties, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-12 DUANE MICKENS

Duane Mickens, Supervisor Sanitation, City of Newark, Department of Neighborhood and Recreational Services, removal effective April 20, 2012, on charges of insubordination, conduct unbecoming a public employee, neglect of duty, violation of regulations concerning drug and alcohol use and testing of employee who perform functions related to the operation of commercial motor vehicles and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-13 KIMBERLY WRIGHT

Kimberly Wright, Security Guard, Jersey City School District, removal effective June 30, 2012, on charges of chronic and excessive absenteeism.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

SECTION B – MISCELLANEOUS MATTERS

B-1 LAVERN SANDERS

Lavern Sanders, a former Family Service Specialist 2 with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-2 FRANK P. CANEJA

Frank P. Caneja, represented by John D. Feeley, Esq., appeals his rejection as a Police Officer candidate by Garfield and its request to remove his name from the eligible list for Police Officer (S9999K) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-3 ISAIS CASTILLO

Isais Castillo appeals his rejection as a Police Officer candidate by the City of Elizabeth and its request to remove his name from the eligible list for Police Officer (S9999M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-4 JEFFREY GORMAN

Jeffrey Gorman, represented by Daniel Zirrieth, Esq., appeals his rejection as a Fire Fighter candidate by Jersey City and its request to remove his name from the eligible list for Fire Fighter (M2365H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-5 KEVIN SOTO

Kevin Soto, represented by Darren M. Gelber, Esq., appeals his rejection as a Police Officer candidate by the Borough of Sayreville and its request to remove his name from the eligible list for Police Officer (S9999K) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-6 VICTOR YAN

Victor Yan appeals his rejection as a Sheriff's Officer candidate by the Union County Sheriff's Office and its request to remove his name from the eligible list for Sheriff's Officer (S9999M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-7 CHRISTOPHER CHIN

Christopher Chin, a County Correction Officer with the County of Cape May, represented by Joseph J. Rodgers, Esq., petitions the Civil Service Commission for interim relief of his immediate suspension effective October 2, 2012.

ACTION: The Civil Service Commission directed that this request be denied.

B-8 LAWRENCE FURLOW

Lawrence Furlow, a former Police Officer with the City of Newark, represented by Bette R. Grayson, Esq., petitions the Civil Service Commission for a hearing with respect to his removal.

ACTION: The Civil Service Commission directed that this petition be denied.

B-9 VALERIE CATLYN

The Department of Corrections requests that the provisions of *N.J.A.C.* 4A:4-1.1(c) be relaxed in order to allow Valerie Catlyn to be provisionally appointed, pending promotional examination procedures to the title of Quality Assurance Specialist Health Services.

ACTION: The Civil Service Commission directed that this request be granted.

B-10 MARIE COLLEEN STEMME

The Department of Agriculture, on behalf of Marie Colleen Stemme, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit Ms. Stemme to receive more than the 260 donated leave days allowed to a recipient.

ACTION: The Civil Service Commission directed that this request be granted.

B-11 JONATHON CINCILLA, ET AL

Jonathon Cincilla, Crystal Everett and Matthew Czajkowski, represented by Christopher A. Gray, Esq., appeal the removal of their names from the special reemployment list for Police Officer (Special), Trenton.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-12 GEORGE COOLIDGE

Walter Corter, Administrator, Burlington Township, requests that George Coolidge receive credit for his out-of-title work experience in order to be deemed eligible for the promotional examination for Senior Sewage Plant Operator (PM0383P), Burlington Township.

ACTION: The Civil Service Commission directed that this request be granted.

B-13 THOMAS MCCOOL

Cape May County, represented by James B. Arsenault, Jr., Esq., Assistant County Counsel, appeals the decision of the Division of State and Local Operations which found that it had not presented a sufficient basis to remove Thomas McCool's name from the Property Clerk (C0645M), Cape May County eligible list.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-14 NEIL J. APOLDITE

Neil J. Apoldite petitions the Civil Service Commission to accept his untimely application for the promotional examination for Technical Support Specialist 1 (PS6430U), Office of Information Technology.

ACTION: The Civil Service Commission directed that this petition be granted.

B-15 EILEEN M. GALVAN

Eileen M. Galvan petitions the Civil Service Commission to accept her untimely application for the promotional examination for Family Service Specialist 1 (PS3420K), Department of Children and Families.

ACTION: The Civil Service Commission directed that this petition be denied.

B-16 KAREN DORT-HINDS

Karen Dort-Hinds appeals the decision of the Division of Classification and Personnel Management which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Human Services Specialist 1 (C0395K), Camden County Board of Social Services, eligible list due to her failure to respond to the Notice of Certification.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-17 MICHAEL PASTIRKO

Michael Pastirko appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (PM5007P), Bridgeton, due to an untimely application.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-18 THOMAS MASSIMINO, POLICE LIEUTENANT (PM5024M), IRVINGTON TOWNSHIP

Thomas Massimino, represented by David A. Krenkel, Esq., appeals the bypass of his name on the February 10, 2011 certification of the Police Lieutenant (PM5024M), Irvington Township eligible list on the basis of an unsatisfactory employment record.

ACTION: The Civil Service Commission directed that this matter be transferred to the Office of Administrative Law for a hearing.

B-19 FREDERICK WALZ

Frederick Walz, represented by David H. Kaplan, Esq., appeals the bypass of his name on the Police Lieutenant (PM2547K), Plainfield eligible list.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-20 JAMES RACANELLI

James Racanelli requests that his name be placed on the Statewide Eligible List for reemployment of displaced law enforcement officers (Rice Bill list).

ACTION: The Civil Service Commission directed that this request be denied.

B-21 NORMAN EHRKE, ET AL.

Norman Ehrke, Steven Klimczak, and John Sheldon appeal the April 7, 2012 effective date of the reclassification of their positions with the Department of Transportation. The appellants seek an October 22, 2011 effective date of reclassification.

ACTION: The Civil Service Commission directed that these appeals be granted.

B-22 MATHEWS ABRAHAM

Mathews Abraham appeals the December 4, 2012 decision of the Division of Classification and Personnel Management which found that his position with the Department of Treasury is correctly classified as Information Technology Specialist. The appellant seeks an Administrative Analyst 2, Data Processing job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-23 ANGEL LLERENA

Angel Llerena appeals the Department of Labor and Workforce Development's denial of his grievance regarding his assigned duties. Additionally, the appellant appeals the determination of the former Division of State and Local Operations that the proper classification of his position is Employment and Training Specialist 2. The appellant seeks a Business Representative 1 job classification.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-24 LORIE GUERIERI, ET AL.

Lorie Guerieri, Rebecca Croke, and Donna Zalis appeal the decision of the former Division of State and Local Operations that the proper classification of their positions with the Department of Environmental Protection is Program Technician. The appellants seek Administrative Analyst 3 job classifications.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-25 VICTORIA WHITE

Victoria White appeals the decision of the Division of Classification and Personnel Management which found that her former position with the Department of Human Services was properly classified as Quality Assurance Technician. The appellant seeks a Quality Assurance Specialist, Health Services job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-26 VIRGILETTE JOSEPH

Virgilette Joseph, a former Human Services Assistant with Hunterdon Developmental Center, Department of Human Services, appeals the determination of the Director of the Office of Equal Employment Opportunity, which found that the appellant failed to establish that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-27 CHRISS WILLIAMS

Chriss Williams, an Associate Professor of Film with the Department of Art and Communication, William Paterson University, appeals the determination of the Associate Vice President-Human Resources and Presidential Designee, which found that the appellant failed to establish that he had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-28 FRANCES DIMAIO, ET AL.

The appeals of Angel Alvarado, Nataliz Araujo, Frances DiMaio, Patrick Devaney, Bertha Ford, Donald Gourdine, Kamei Harris, Theresa Haywood, Kenneth Jackson, Darrell Johnson, Tricia Jordon, Gilbert Lewis, Richard Mack, Hermino Mendoza, Charles Murray, Otis Nesbit, Vipul Patel, Santa Perez, Jerome Perkins, Rosalie Perkins, Valerie Piccarillo, Deborah Pipi, Jagram Ramdat, Elva Rollins, Jeremy Sims, Anna-Rose Smith, Terrance Smith, William Stack, Franklin Walker, Donald Wheeler, Kirkland Williams, Dorothy Wojcik, and Margaret Yost-Vitalicio of their layoffs, for reasons of economy and efficiency, effective June 6, 2011 and June 30, 2011, was heard by Administrative Law Judge Tahesha L Way (ALJ), who rendered her initial decision on January 25, 2013. At its meeting on March 6, 2013, the Civil Service Commission adopted the ALJ's recommendation to note the withdrawal of certain appeals and to dismiss certain appeals for lack of appearance. However, the Commission did not adopt the ALJ's recommendation to note the withdrawal of the appeals of Harris, Murray and Williams. Rather, the Commission ordered that these appeals be remanded to the Office of Administrative Law. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-29 ELDRIDGE HAWKINS, II

The appeal of Eldridge Hawkins, II, a Police Officer with the West Orange Police Department, of his removal, on charges, was heard by Administrative Law Judge Tahesha L. Way (ALJ), who rendered her initial decision on January 25, 2013. At its meeting on March 6, 2013, the Civil Service Commission adopted the ALJ's recommendation to grant summary decision in favor of the appellant and reverse the removal. However, the Commission granted summary decision for different reasons than those set forth by the ALJ. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-30 EDWIN MARTINEZ

The appeal of Edwin Martinez, a Human Services Assistant with Ancora Psychiatric Hospital, Department of Human Services, of his removal, on charges, was heard by Administrative Law Judge Lisa James-Beavers (ALJ), who rendered her initial decision on December 20, 2012. At its meeting on March 6, 2013, the Civil Service Commission adopted the ALJ's recommendation to uphold the removal. However, the Commission found it necessary to address the exceptions and cross exceptions filed by the parties. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-31 CHIEF CODE ENFORCEMENT OFFICER (PM0737M), NEWARK

Newark requests permission not to make an appointment from the May 31, 2011 certification of the Chief Code Enforcement Officer (PM0737M) eligible list.

ACTION: The Civil Service Commission granted the appointment waiver and assessed selection costs in the amount of \$557.

B-32 CODE ENFORCEMENT OFFICER (M2089N), HIGHLANDS BOROUGH

The appointing authority's failure to dispose of the certification for Code Enforcement Officer (M2089N), Highlands Borough, while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification, and pay compliance costs.

B-33 DEPUTY DIRECTOR, WELFARE (PC0622M), MERCER COUNTY BOARD OF SOCIAL SERVICES

Mercer County Board of Social Services requests that the eligible list for Deputy Director, Welfare (PC0622M) be extended for one year beyond its original expiration date.

ACTION: The Civil Service Commission directed that this request be granted.

B-34 LABORER 1 (SPECIAL RE-EMPLOYMENT LIST), WEST NEW YORK

West New York requests retroactive dates of permanent appointment for 12 individuals from the Laborer 1 (Special Re-employment List).

ACTION: The Civil Service Commission directed that this request be granted.

B-35 PROGRAM ASSISTANT, DIVISION OF DEVELOPMENTAL DISABILITIES (PS5141K), NEW LISBON DEVELOPMENTAL CENTER

The Division of Selection Services and Recruitment, on behalf of the New Lisbon Developmental Center, Department of Human Services, requests that the list for Program Assistant, Division of Developmental Disabilities (PS5141K) be extended for one year beyond its original expiration date.

ACTION: The Civil Service Commission directed that this request be granted.

B-36 REALLOCATION OF THE STATE BUDGET SPECIALIST TRAINEE AND STATE BUDGET SPECIALIST 1 TITLES FROM THE COMPETITIVE TO THE NON-COMPETITIVE DIVISION OF THE CAREER SERVICE

The Division of Classification and Personnel Management recommends reallocation of the State Budget Specialist Trainee and State Budget Specialist 1 titles to the non-competitive division of the career service in accordance with *N.J.A.C. 4A:3-1.2*.

ACTION: The Civil Service Commission directed that this request be granted.

B-37 REGISTERED ENVIRONMENTAL HEALTH SPECIALIST, PUBLIC HEALTH (M0972L), LONG BRANCH

Long Branch requests permission not to make an appointment from the August 29, 2012 certification for Registered Environmental Health Specialist, Public Health (M0972L).

ACTION: The Civil Service Commission granted the appointment waiver and assessed selection costs in the amount of \$2,048.

B-38 SECRETARY, BOARD/COMMISSION (M2262N), RIDGEWOOD

Ridgewood requests permission not to make an appointment from the March 19, 2012 certification for Secretary, Board/Commission (M2262N).

ACTION: The Civil Service Commission granted the appointment waiver and assessed selection costs in the amount of \$2,048.

B-39 VIOLATIONS CLERK, TYPING (M0420P), ROCKAWAY TOWNSHIP

Rockaway Township requests that the eligible list for Violations Clerk, typing (M0420P), Rockaway Township, be cancelled due to an administrative error.

ACTION: The Civil Service Commission directed that this request be granted.

B-40 FRANCIS DITSCHÉ

Francis Ditsche petitions the Civil Service Commission for reconsideration of the decision rendered on September 5, 2012, which found that his appeal for admission to the applicant pool for the Entry Level Law Enforcement Examination (S9988M) was untimely.

ACTION: The Civil Service Commission directed that this request be denied.

B-41 GINGER FERRELL

Ginger Ferrell, a former Cottage Training Supervisor with New Lisbon Developmental Center, Department of Human Services, petitions the Civil Service Commission for reconsideration of the final administrative decision, rendered on December 19, 2012, in which the Director of the Division of Appeals and Regulatory Affairs denied her request for a hearing with respect to her return to the previously held title at the end of her working test period.

ACTION: The Civil Service Commission directed that this request for reconsideration be denied.

B-42 CAROLYN MCKNIGHT

Carolyn McKnight, a Principal Buyer with Newark, requests reconsideration of the decision rendered on January 11, 2012, in which her appeal of the good faith of her layoff to the Civil Service Commission was withdrawn. McKnight also appeals the determination of the Division of Classification and Personnel Management which denied her appeal of the cancellation of the December 1, 2009 certification from the Purchasing Agent (Special Re-employment List), Newark.

ACTION: The Civil Service Commission directed that this request for reconsideration and appeal be denied.

B-43 ALEXANDER PISKIN-COBB

Alexander Piskin-Cobb requests reconsideration of the final administrative determination in *In the Matter of Willie Barnes, et al., Correction Sergeant (PS6436I), Department of Corrections* (CSC, decided August 15, 2012).

ACTION: The Civil Service Commission directed that this request for reconsideration be denied.

B-44 BEVERLY-ANN SCHILLING

Beverly-Ann Schilling, a former Social Worker with the Ocean County Board of Social Services, petitions the Civil Service Commission for reconsideration of its final decision, rendered on October 3, 2012, which upheld her release at the end of her working test period effective February 11, 2009.

ACTION: The Civil Service Commission directed that this request for reconsideration be denied.

B-45 NORMA R. BENNETT

Norma R. Bennett appeals the determination of the Division of Selection Services and Recruitment which found that she did not meet the requirements for the open-competitive examination for Investigator Student Loans (S0096P).

ACTION: The Civil Service Commission directed that this appeal be denied.

B-46 MARK BOVENIZER

Mark Bovenizer appeals the determination of the Division of Selection Services and Recruitment which found that he did not meet the experience requirements for the open-competitive examination for Business Manager (M2336N), Mercer County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-47 FREDISHA COLLINS

Fredisha Collins appeals the determination of the Division of Selection Services and Recruitment which found that she was below the minimum requirements in education for the promotional examination for Program Coordinator, Mental Health (PS9842K), Trenton Psychiatric Hospital, Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-48 CHARLOTTE COOPER

Charlotte Cooper appeals the determination of the Division of Selection Services and Recruitment which found that she was below the minimum requirements in experience for the promotional examination for Technical Assistant, Personnel (PS7782K), Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-49 CHRISTOPHER W. CUCCINIELLO AND DONALD R. WILLIAMS

Christopher W. Cucciniello and Donald R. Williams appeal the determinations of the Division of Selection Services and Recruitment which found that they did not meet the requirements for the promotional examination for Network Administrator 1 (PM0346P), Vineland School District.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-50 NATALIE DASILVA

Natalie DaSilva appeals the determination of the Division of Selection Services and Recruitment which found that she was below the minimum requirements in experience for the open competitive examination for Media Technician 1 (M0514P), Union Township.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-51 VICTOR FLAZ AND JAN KOWALCZYK

Victor Flaz and Jan Kowalczyk appeal the determinations of the Division of Selection Services and Recruitment which found that they were below the minimum requirements in experience for the promotional examination for Senior Building Maintenance Worker (PM0367P), Clifton. John B. Cudworth, Personnel Officer, City of Clifton, requests that the appointing authority's sanctioned out-of-title work be credited to appellants who are currently serving provisionally in the subject title in order to be deemed eligible for the subject promotional examination.

ACTION: The Civil Service Commission directed that these appeals and request be granted.

B-52 JAMES E. GOULD AND PAUL A. SCANNELLA

James E. Gould and Paul A. Scannella appeal the determinations of the Division of Selection Services and Recruitment which found that they did not meet the requirements for the promotional examination for Construction and Maintenance Technician 5 (PS8087T), Transportation.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-53 DEBORAH LITTMAN

Deborah Littman appeals the determination of the Division of Selection Services and Recruitment which found that she did not meet the minimum experience requirements for the open-competitive examination for Recreation Therapist (C0672P), Union County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-54 MICHELE PATTIK

Michele Pattik appeals the determination of the former Division of Selection Services that she did not meet the experience requirement for the promotional examination for Business Manager (PC0834N), Burlington County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-55 CHERYL PAVIA

Cheryl Pavia appeals the decision of the Division of Selection Services and Recruitment that she did not meet the experience requirements for the promotional examination for Technical Assistant 3, (PS6497J), Richard Stockton College of New Jersey.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-56 DANA POLICHETTI

Dana Polichetti appeals the determination of the Division of Selection Services and Recruitment which found that she did not meet the experience requirements for the open competitive examination for Social Worker, Health (C0531P), Ocean County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-57 JANICE ROSE

Janice Rose appeals the determination of the Division of Selection Services and Recruitment which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Senior Technician, Management Information Systems (PC0493P), Monmouth County.

ACTION: The Civil Service Commission directed that this appeal be granted.

VOTE: **Robert M. Czech** **(Abstained)**
 Robert E. Brenner **(Yes)**
 Richard E. Williams **(Yes)**

B-58 DARNLEY ROSIUS

Darnley Rosius appeals the determination of the Division of Selection Services and Recruitment that found that she did not meet the experience requirements for the promotional examination for Senior Clerk Typist (PS0649J), Richard Stockton College of New Jersey.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-59 BRYAN RUSSELL

Bryan Russell appeals the determination of the Division of Selection Services and Recruitment which found that he was below the minimum requirements in experience for the open competitive examination for Executive Assistant (M0416P), Roselle.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-60 JASON TRZECIAK

Jason Trzeciak appeals the determination of the Division of Selection Services and Recruitment which found that he did not meet the requirements for the promotional examination for Network Administrator 1 (PM0346P), Vineland School District.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-61 LUCY VASQUEZ

Lucy Vasquez appeals the decision of the Division of Selection Services and Recruitment which found that, per the substitution clause for education, she did not meet the experience requirements for the open-competitive examination for Senior Program Monitor (M2382N), Paterson.

ACTION: The Civil Service Commission directed that this appeal be denied and the appellant's provisional position undergo a classification review.

B-62 BRETT BLAKE

Brett Blake appeals his score on the examination for Deputy Fire Chief (PM1253N), Clifton.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-63 JAMES DRENNAN

James Drennan appeals his score on the examination for Fire Officer 3 (PM1256N), Jersey City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-64 PAUL DRENNAN

Paul Drennan appeals his score on the examination for Fire Officer 3 (PM1256N), Jersey City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-65 JOSEPH FRANKLIN

Joseph Franklin appeals his score for the oral portion of the examination for the second level Fire Captain (PM5239N), Plainfield.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-66 CHARLES LIND, JR.

Charles Lind, Jr. appeals his score on the examination for Fire Officer 3 (PM1256N), Jersey City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-67 MICHAEL J. MOSCATELLO

Michael J. Moscatello appeals his score on the open competitive examination for Inspector Fire Safety (S2435N), Statewide.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-68 CARLTON OWENS

Carlton Owens, represented by Charles Schlager, Jr., Esq., appeals his score for the oral portion of the examination for the second level Fire Captain (PM5239N), Plainfield.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-69 DAVID T. PHELAN

David T. Phelan appeals his score on the open-competitive examination for Fire Prevention Specialist (M2158N), Bergenfield.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-70 DANIEL SHELLEY

Daniel Shelley appeals his score on the examination for Deputy Fire Chief (PM1255N), West Orange.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-71 ANTHONY VECCHIO

Anthony Vecchio appeals his score on the examination for Deputy Fire Chief (PM1255N), West Orange.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-72 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of March 6, 2013.

ACTION: The Civil Service Commission adopted the minutes of its meeting of March 6, 2013.

B-73 ANTHONY CASTELLUCIO

Anthony Castellucio appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-74 DONALD COCCHI

Donald Cocchi appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-75 JAMES COSTA

James Costa appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-76 RUFUS JACKSON

Rufus Jackson appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-77 WILLIAM WEIDELE

William Weidele appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-78 JAMES WENDT

James Wendt appeals his score on the examination for Deputy Fire Chief (PM1145N), Newark.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-79 VINCENT RIOTTO

The Superior Court, Appellate Division, has granted Vincent Riotto's motion for temporary remand of the Civil Service Commission's decision in *In the Matter of Vincent Riotto* (CSC, decided April 18, 2012), in which the Commission affirmed his demotion from Police Lieutenant to Police Sergeant.

ACTION: The Civil Service Commission directed that this matter be transmitted to the Office of Administrative Law for further proceedings.

B-80 VALERIE WOODS

Valerie Woods requests a waiver of examination for persons with disabilities for the promotional examination for Administrative Analyst 2 (PS1240R), Board of Public Utilities.

ACTION: The Civil Service Commission directed that this request be granted.

B-81 ROBERT CARR

The Division of Classification and Personnel Management, on behalf of the Department of Transportation, requests that Robert Carr's out-of-title work experience be accepted to qualify him for a prospective promotional examination for Environmental Compliance Inspector 1.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-82 KAREN JAKUBCZAK

Karen Jakubczak appeals the determination of the Division of Selection Services and Recruitment that she did not meet the experience requirement for the promotional examination for Senior Technician Management Information Systems (PC0494P), Ocean County Library.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-83 CATHERINE PAOLINE

Catherine Paoline appeals the determination of the former Division of Selection Services that she did not meet the experience requirements for the promotional examination for Administrative Analyst (PC0297P), Mercer County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-84 PERSONNEL AIDE (M2529N), JERSEY CITY PUBLIC LIBRARY

Jersey City Public Library requests permission not to make an appointment from the January 7, 2013 certification for Personnel Aide (M2529N).

ACTION: The Civil Service Commission granted the appointment waiver and assessed partial selection costs in the amount of \$1,024.

B-85 LABOR MARKET ANALYST 3 (PS5759N), DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

The Department of Labor and Workforce Development requests the revival and extension of the eligible list for Labor Market Analyst 3 (PS5759N), Department of Labor and Workforce Development.

ACTION: The Civil Service Commission directed that this request be granted.

B-86 CHANGE IN CLASSIFICATION PLAN – TITLE REACTIVATION

The Division of Classification and Personnel Management requests the reactivation of the local government title Supervising Tow Truck Operator.

**MEMORANDUM**

DATE: March 15, 2013
TO: The Civil Service Commission
FROM: Kenneth C. Connolly, Director
Classification and Personnel Management
SUBJECT: Change in the Classification Plan

LOCAL GOVERNMENT

The Division of Classification and Personnel Management requests the reactivation of a local title, on behalf of a local Appointing Authority.

Atlantic City is the sole local jurisdiction utilizing the title of Tow Truck Operator. The jurisdiction wishes to make an appointment to the title of Supervising Tow Truck Operator. A position audit revealed this to be the most appropriate title to classify the duties performed by the incumbent, who is responsible for the operations of the city's tow lot facility, and supervision of a staff consisting of six Tow Truck Operators and others.

The effective date should be established as the first pay period subsequent to reactivation approval by the Civil Service Commission.

TITLE REACTIVATION:

Supervisor Towing Operations
05638 Competitive

ACTION: The Civil Service Commission directed that this request be granted.

B-87 CHANGE IN CLASSIFICATION PLAN – TITLE REACTIVATION

The Division of Classification and Personnel Management requests the reactivation of the common title Morgue Custodian.

**MEMORANDUM**

DATE: March 12, 2013
TO: The Civil Service Commission
FROM: Kenneth Connolly, Director
Division of Classification & Personnel Management
SUBJECT: Change in the State Classification Plan

TITLE REACTIVATION

We request the reactivation of the common title, Morgue Custodian (W98-02513).

The title is responsible for performing various tasks related to morgue operations.

The title was inactivated on April 9, 2011 as part of our title reduction effort involving State titles that were unencumbered. It was brought to our attention this title continues to be used in local government. Thus, we request it be reactivated with a retro-active effective date to accommodate the needs of the local agencies; there is no suitable replacement title to classify this function.

TITLE REACTIVATION:

Effective: 4/9/2011

Morgue Custodian
L-02513 Career (NC) Local

ACTION: The Civil Service Commission directed that this request be granted.

**B-88 CHANGE IN CLASSIFICATION PLAN – LOCAL GOVERNMENT -
TITLE CONSOLIDATION**

The Division of Classification and Personnel Management requests the consolidation of the Senior Library Clerk Driver title to the title of Senior Clerk Driver.

**MEMORANDUM**

DATE: March 13, 2012
TO: Civil Service Commission
FROM: Kenneth Connolly, Director *Kenneth Connolly*
Classification and Personnel Management
SUBJECT: Change in the State Classification Plan

LOCAL GOVERNMENT TITLES

The Division of State and Local Operations requests the consolidation of two senior-level Local titles involved in the operation of a vehicle. This action follows a previously approved consolidation involving similar titles at the journeyman level. This consolidation will reduce redundancy within the local government title catalog, providing a more efficient system for both the Commission and local appointing authorities.

This action is requested to comply with Civil Service Commission goals of title reduction of unnecessary titles.

We have notified the affected Appointing Authorities of our plans to consolidate, and have provided them with the opportunity to review and comment.

Upon successful completion of the consolidation process, the consolidated titles involved will be inactivated. Any existing eligibility lists for these titles shall be processed as follows:

- Promotional and open competitive lists issued from pending announcements for any affected title in which employees with provisional appointments are serving will be certified for one time use only in order to effect permanent appointment(s) and will be declared expired upon disposition of the certification.
- A complete list that has never been used and contains no employees with current provisional appointments for the title and unit scope specified shall be declared expired.
- A complete list which contains employees with current provisional appointments for the title and unit scope specified (with the exception of such employees currently on active military duty) will be processed for one time use and will be declared expired upon the disposition of the certification.
- An incomplete list containing no employees with current provisional appointments for the title and unit scope specified shall be declared expired.
- Any employee currently on active military duty will be afforded all applicable rights under Federal and State law upon their release from active duty and given the opportunity to apply and compete for any announcements for which they would otherwise have been eligible but for their military service.
- Eligibility lists for affected titles and unit scopes which have expired will be revived as necessary to address unanticipated situations which may arise.

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The effective date of these actions will be the first pay period that follows the Commission's approval of the action.

CONSOLIDATION OF TITLE SERIES

FROM:
03418 Senior Library Clerk Driver
Local Competitive

TO:
03251@ Senior Clerk Driver
Local Competitive

KC/JT/GS

ACTION: The Civil Service Commission directed that this request be granted.

B-89 MICHAEL WATTS

Michael Watts, a Police Officer with the West Orange Police Department, represented by Steven J. Kafowitz, Esq., petitions the Civil Service Commission for interim relief of his immediate suspension without pay, effective December 26, 2012.

ACTION: The Civil Service Commission directed that this request be denied.

B-90 LILLIAN CARPENTER, ET AL.

Lillian Carpenter, John Melillo, Jr. and Scott Sayre, Sr., appeal the determinations of the Division of Selection Services, which found that they were ineligible for the promotional examination for Police Captain (PM7534P), Newark.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-91 ISABEL IANNUZELLI

Isabel Iannuzelli petitions the Civil Service Commission to make-up the bilingual portion of the open competitive examination for Telephone Operator, Bilingual in Spanish and English (C0718P), Atlantic County.

ACTION: The Civil Service Commission directed that this request be granted.

B-92 LAUREN LAURINO

Lauren Laurino appeals the determination of the Division of Selection Services and Recruitment denying her request for a make-up examination for Compliance Officer Apprentice MVC (PS1443T), Motor Vehicle Commission.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-93 SALVATORE MAIORINO

Salvatore Maiorino appeals his score for the oral portion of the promotional examination for Fire Captain (PM5246N), West Orange.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-94 JOSEPH MATULLO

Joseph Matullo appeals his score for the oral portion of the promotional examination for Fire Captain (PM5246N), West Orange.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-95 MICHAEL MORRIS

Michael Morris, a Senior Security Guard with the City of Trenton's Recreation and Natural Resource Department, represented by Jack A. Butler, Esq., appeals the determination of his layoff rights by the Division of State and Local Operations.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-96 JUDICIARY CLERK 2, BILINGUAL IN SPANISH AND ENGLISH (S0630K) AND (S7350P)

The Judiciary requests the revival of eligible lists (S0630K) and (S7350P) for Judiciary Clerk 2, Bilingual in Spanish and English.

ACTION: The Civil Service Commission directed that these requests be granted.

B-97 REALLOCATION OF THE AIDE PENAL INSTITUTION TITLE FROM THE COMPETITIVE TO THE NON-COMPETITIVE DIVISION OF THE CAREER SERVICE

The Division of Classification and Personnel Management recommends reallocation of the Aide Penal Institution title to the non-competitive division of the career service in accordance with *N.J.A.C. 4A:3-1.2*.

ACTION: The Civil Service Commission directed that this request be granted.

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, April 17, 2013, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Robert M. Czech
Chairperson
Civil Service Commission